

February 23, 1973

(Start Belt #12)

very, very few boards, whether it's a weed board or a school board, are aware of the seriousness of this problem. Now, I've got to go back to what I said earlier. A year or two years ago, it didn't exist really because there wasn't even any thought in most cases of suing members individually, but court decision and the frequency of actions being brought today against individuals has created this problem. The word may, may be satisfactory. The word shall would certainly solve the problem. I, I'm in favor of the law whether it's may or shall, I only feel shall would be better. I'm not suggesting may isn't good.

SPEAKER: All right. Senator Keyes. Chair would remind you that some of you, well he was answering questions for another time around, but Chair would remind you that you really can't pop up twice in opposition or support of an amendment here, be asked to be recognized more than twice. Senator Keyes.

SENATOR KEYES: Yes, I want to ask Senator DeCamp a question.

SPEAKER: Senator DeCamp, do you yield to another question? Do you want to yield to another question there, take Senator Epke's mike.

SENATOR KEYES: Senator DeCamp, nobody's mentioned sanitary improvement districts which I have a predominant, something a 100 I believe, in my county. If the board of a sanitary improvement district decides that they are going to put in another street and they contract with someone to come out and build the street and he (inaudible) hits the gas line and it explodes and burns the operator. We know that they can sue the insurance company because they carry insurance, the man that operates the machine and their, owner of that. But will that operation, will that, people who are contracting to do this work be able to turn and sue the members of this board and if so, why don't get something that makes the district responsible instead of the individual who represents the district?

SPEAKER: Senator DeCamp, do you care to respond?

SENATOR DECAMP: I don't understand the question. Uh, what we're doing is making it mandatory, as I understand it, that there be coverage. Now, the district would provide this, am I right, Senator Carpenter? So, I, I think that's what he's asking. Maybe, maybe he doesn't understand the bill but that's what what we're doing.

SPEAKER: All right. We still have a couple of people that asked to speak on this. We do have on the desk, however, a motion to adjourn. The Chair is going to terminate the discussion on this. We'll take up the amendment again when we come back to L.B. 339 and we have some other business on the desk to dispose of. Will the Clerk take care of that, please.

CLERK: Mr. President (motions to lay over read). Reading.

SPEAKER: While the Legislature is in session and capable of transacting business, I am signing L.B. 227; also 169; 157; 132; 101A; 101, 40A and L.B. 40.

CLERK: That's all I have, Mr. President, I move that we adjourn until 10:00 Monday.

SPEAKER: Any further business to come before the body. I didn't hear the motion, till 10:00?

CLERK: Until 10:00.

SPEAKER: Motion is to adjourn until 10:00 Monday. All those in favor of that motion please say aye. Those opposed say no. It is so ordered, we're adjourned until 10:00 Monday.